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EQUAL EMPLOYMENT OPPORTUNITY

COMMISSION

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION,

Plaintiff,

vs.

LUCENT TECHNOLOGIES INC.,

Defendant.

Case No. 3:05-CV-269 MMC

**JOINT STATUS REPORT ;
ORDER**

Pursuant to the Court's March 3, 2008 order, the parties jointly report that
AT&T Corporation is seeking to appeal the Ninth Circuit's decision in *Hulteen et al.*

1 v. *AT&T Corp., et al.* ---F.3d---, 2007 WL 2332071 (9th Cir. 2007). On October 22,
2 2007, AT&T Corporation filed a Petition for *Certiorari* with the United States
3 Supreme Court. See, *AT&T Corp., et al. v. Hulteen et al.*, 2007 WL 3129920
4 (2007). Since the issue in *Hulteen* is the same legal issue before the Court in this
5 case, the parties request that the Court continue to stay the proceedings in this case
6 until thirty days (30 days) after the Supreme Court decides to grant or deny
7 *certiorari* in the *Hulteen* case. The parties agree that this approach would allow
8 them to discuss how this case should proceed, depending upon the outcome of
9 *Hulteen*, and then return to the Court with concrete suggestions for the Court's
10 consideration.

11 With the Court's permission, the parties will file an updated status report
12 within thirty (30) days of the Supreme Court's ruling on the Petition for *Certiorari*
13 in the *Hulteen* case.

14
15 DATED: March 4, 2008

BRYAN CAVE LLP

Lawrence J. Hurley
Kaye E. Steinsapir

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19 By: /s/ Kaye E. Steinsapir

Kaye E. Steinsapir
Attorneys for Defendant Lucent
Technologies Inc.

20
21
22 DATED: March 4, 2008

**EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION**

William R. Tamayo
Jonathan T. Peck
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24
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26 By: /s/ Jonathan T. Peck

Jonathan T. Peck
Attorneys for Plaintiff Equal Employment
Opportunity Commission

1 I attest that Plaintiff's counsel approved this document via e-mail and gave
2 consent to the filing of the same with the Court.

3
4 Dated: March 4, 2008

BRYAN CAVE LLP

Lawrence J. Hurley

Kaye E. Steinsapir

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8 By:

/s/ Kaye E. Steinsapir

Kaye E. Steinsapir

Attorneys for Defendant Lucent
Technologies Inc.

ORDER

Upon review of the above Joint Status Report, it is hereby ordered that:

1) this case remains stayed;

2) the parties shall file a Joint Status report ^{every ninety days pending the} ~~within thirty (30) days of the~~

Supreme Court's ruling on the Petition for *Certiorari* in *AT&T Corp., et al. v. Hulteen et al.*

Dated: March 5, 2008


UNITED STATES DISTRICT JUDGE